IN THE HIGH COURT OF JUDICATURE AT BOMBAY

ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO. 156 OF 2005

M/s Mayur Pank Fine Builders
Pvt. Ltd. & Anr. .. Petitioners

V/s

State of Maharashtra & Ors. .. Respondents

Mr.N. Lapasia i/b Niranjan & co. for the Petitioners.

Mr.R.M. Sawant, Government Pleader, for the Respondents.

CORAM : H.L. GOKHALE &
S.C. DHARMADHIKARI, JJ.

DATE : 4TH MARCH 2005

P.C. :

1. Heard Mr.Lapasia for the Petitioners. Mr.Sawant, Government Pleader, appears for the Respondents.

2. In the present matter also, we note the submission of Mr.Sawant, learned Government Pleader for the Respondents, that although they have demanded return from the land at the rate of 8% per annum, the authorities of MHADA are prepared to afford a hearing to the Petitioner Developers who are on the land of MHADA beyond the initial contract period of 18 months.

3. Mr.Lapasia has pointed out that at an

intermediate stage at the level of the Minister certain direction was given to pay Rs.300/- per month per gala in some other matters. The Petitioners will be at liberty to deposit that amount with MHADA within 8 weeks and appear before Mr.Dhole, Deputy Chief Executive Officer, who will give a hearing on all submissions of both the parties. In the event the Petitioners fail to deposit at the end of 8 weeks, it would be open to the Respondents to execute the demand notice.

4. Ad-interim order will continue for a period of 8 weeks.

5. The petition stands disposed of.

(H.L. GOKHALE, J.)

(S.C. DHARMADHIKARI, J.)